



Alan C. Lloyd, Ph.D.
*Secretary for
Environmental
Protection*

California Regional Water Quality Control Board

Central Valley Region

Robert Schneider, Chair



Arnold
Schwarzenegger
Governor

Sacramento Main Office

11020 Sun Center Drive #200, Rancho Cordova, California 95670-6114
Phone (916) 464-3291 • FAX (916) 464-4645
<http://www.waterboards.ca.gov/centralvalley>

19 April 2005

CERTIFIED MAIL
7002 0860 0005 3013 4269

Mr. Thomas Mogan
Metropolitan Stevedore
2321 West Washington Street, Suite J
Stockton, CA 95203

**NOTICE
TENTATIVE WASTE DISCHARGE REQUIREMENTS
NPDES NO. CA0084174
FOR
METROPOLITAN STEVEDORE COMPANY
PORT OF STOCKTON FACILITY
SAN JOAQUIN COUNTY**

Enclosed are tentative waste discharge requirements (WDRs) for renewal of Metropolitan Stevedore's (hereafter Discharger) individual industrial storm water discharge permit under the NDPES program. Any comments or recommendations you may have concerning this tentative NPDES permit must be submitted to this office in writing in paper or electronic formats by **25 May 2005** so that Regional Board staff (staff) may consider and respond to them prior to the **23 June 2005** Regional Board hearing.

These tentative WDRs remain substantially the same as the current WDRs, Regional Board Order No. 97-217 for the following reasons:

1. The State Water Resources Control Board (State Board) is in the process of revising the General Permit for Storm Water Discharges Associated with Industrial Activities, water quality Order No. 97-03-DWQ (General Permit No. CAS000001). Renewal of this permit will likely create new provisions that will need to be incorporated into the Discharger's individual permit; however, this incorporation will have to wait until the State Board has renewed the General Permit.
2. Site conditions have not changed dramatically at the subject facility since WDRs were last issued with the following exception: petroleum coke is no longer stockpiled at the site, which removes a major potential source of storm water pollution. This change simplifies storm water pollution prevention at the site; and

California Environmental Protection Agency

3. Staff inspected the Discharger's material transfer operations on three occasions and determined that it is currently meeting the "best available technology/best conventional technology" (BAT/BCT) standard with regard to implementation of best management practices (BMPs).

Regarding this last reason, reviewers should keep in mind that we recognize that better BMPs may currently exist, and that new BMPs may be developed in the near future. The tentative WDRs give the Regional Board the authority to require the Discharger to implement BMPs pursuant to the BAT/BCT standard. The appropriateness of implementing particular BMPs at the subject facility is therefore a matter that can be handled separately from approval of the tentative WDRs.

Regarding potential threats to groundwater posed by the impoundment of storm water and non-storm water at the subject site, staff inspected the site and vicinity in March 2005 to address this issue. This inspection prompted a request from the Regional Board for the Discharger, the Stockton Port District, and two nearby sulfur bulk storage facilities to jointly conduct a groundwater investigation and submit a Report of Waste Discharge for waste discharges to land. The results of the groundwater investigation and the Report of Waste Discharge are to be submitted by 1 September 2005. Any subsequent actions by the Regional Board to protect groundwater at the Discharger's site will be pursued independent of the subject Order.

In order to conserve paper and reduce mailing costs, only the Discharger and USEPA are receiving hard copies of the enclosed tentative WDRs. For the remaining interested parties, the full text of the agenda item is available on the Regional Board's web site (www.swrcb.ca.gov/rwqcb5/tentative). Anyone without access to the internet should promptly contact Brett Stevens to arrange receipt of a hard copy.

If you have any questions, please call Brett Stevens at (916) 464-4642 or e-mail him at bstevens@waterboards.ca.gov.

WILLIAM J. MARSHALL, Chief
Storm Water Section

Enclosures – Information Sheet
Tentative Waste Discharge Requirements
Standard Provisions and Reporting Requirements (Discharger Only)

"cc" lists on following page

cc: w/ attachment:

Mr. Eugene Bromley, U.S. Environmental Protection Agency, Region IX, San Francisco

cc: w/out attachment:

Mr. Douglas Eberhardt, U.S. Environmental Protection Agency, Region IX, Sacramento
U.S. Army Corps of Engineers, Sacramento
Mr. Stephen Moore, U.S. Fish and Wildlife Service, Sacramento
U.S. National Marine Fisheries Service, Santa Rosa
Ms. Frances McChesney, OCC, State Water Resources Control Board, Sacramento
Mr. Bruce Fujimoto, DWQ, State Water Resources Control Board, Sacramento
Mr. Joe Spano, Department of Health Services, Field Operation Branch, Stockton
Department of Fish & Game, Region II, Rancho Cordova
Department of Health Services, Environmental Management Branch, Sacramento
Department of water Resources, Central District, Sacramento
San Joaquin County Planning/Development Services, Stockton
San Joaquin County Department of Environmental Health, Stockton
California Urban Water Agencies, Sacramento
Central Delta Water Agency, Stockton
Contra Costa Water District, Contra Costa
Delta Protection Commission, Walnut Grove
South Delta Water Agency, Stockton
Mr. Thomas Flinn, County of San Joaquin
Mr. Mark Madison, City of Stockton
Mr. William Jennings, DeltaKeeper, Stockton
Ms. Lynn Wall, Jones & Stokes, Sacramento